

VILLAGE OF ALMONT

ORDINANCE NO. 190 PARK CONTROL ORDINANCE

An ordinance to regulate activity within municipal parks within the Village of Almont.

THE VILLAGE OF ALMONT ORDAINS:

Section 1. Title

The title of this ordinance shall be the "Village of Almont Park Control Ordinance."

Section 2: Purpose

It is the purpose of this Ordinance to protect and promote public health, safety, and welfare by providing regulations regarding activities within municipal parks in the Village of Almont.

Section 3: Definitions

The following definitions shall apply in the interpretation of this Ordinance:

A. Alcoholic Beverage

Any malt, fermented liquor, beer, wine, spirit, alcoholic liquid or compound.

B. Almont Community Parks and Recreation Board

The Almont Community Parks and Recreation Board established jointly between the Village of Almont and Almont Township, or, in the event of the dissolution of such a Board jointly established between the Village of Almont and Almont Township, any Board established or designated by the Almont Village Council for managing community parks and recreation activities.

C. Park

Any land owned or leased by the Village, in whole or in part, that is used for municipal park purposes or for commemorative purposes.

D. Party

Any person, firm, partnership, company, association, corporation, club or organization of any type.

Section 4: Prohibited Activities

- A. No party shall, in any park, damage, deface or destroy any tables, grills, drinking fountains, recreational equipment, bridges or any other publicly-owned property.
- B. No party shall, in any park, destroy any flower (wild or domestic) or intentionally disturb any tree, shrub or other plant material without the prior, written consent of the Almont Community Parks and Recreation Board.
- C. No party shall, in any park, stand upon, sit upon, climb upon or be suspended from any permanent memorial, marker or building.
- D. No party shall, in any park, advertise by any means or method without the prior, written consent of the Almont Community Parks and Recreation Board.
- E. No party shall, in any park, permit a dog, cat or other animal to enter or remain in the park unless such an animal is properly restrained by a leash no longer than six (6) feet in length.
- F. No party shall, in any park, discharge any firearm or hunt or trap any animal.
- G. No party shall, in any park, throw, discard or leave any papers, litter, garbage or rubbish unless the same is deposited in waste collection containers.
- H. No party shall, in any park, operate or ride a motorized vehicle outside of an area designated by the Almont Community Parks and Recreation Board for parking, without the prior, written consent of the Almont Community Parks and Recreation Board.
- I. No party shall, in any park, plant trees, flowers, weeds or any other plant matter or item without the prior, written consent of the Almont Community Parks and Recreation Board.
- J. No party shall, in any park, start or maintain a fire (grills excluded) without the prior, written consent of the Almont Community Parks and Recreation Board, which shall be empowered to place any regulations deemed necessary to protect public health, safety, and welfare upon such activity.
- K. No party shall, in any park, swim or wade in park waterways without the prior, written consent of the Almont Community Parks and Recreation Board.
- L. No party shall use a portion of any park in any manner that requires a special permit or rental arrangement without first obtaining such a permit from the Almont Community Parks and Recreation Board and/or its authorized representative.

- M. No party shall refuse to surrender or vacate any portion of a park for which a special permit or rental arrangement has been properly obtained.
- N. No party shall remain in any park between sunset and sunrise without the prior, written consent of the Almont Community Parks and Recreation Board.
- O. No party shall, in any park, possess, transport or consume any alcoholic beverage, except as provided for upon the satisfaction of the two following conditions:
 - 1. The party has duly obtained a permit from the State of Michigan Liquor Control Commission for such activity.
 - 2. The party has obtained a permit to engage in such activities from the Almont Community Parks and Recreation Board, which shall be empowered to reject any and all such applications and/or impose any regulations upon such activities deemed necessary for the protection of public health, safety, and welfare.

Section 5. Enforcement

The Village Manager, Ordinance Enforcement Officer or any sworn Police Officer of the Village of Almont are hereby empowered to enforce the provisions of this ordinance.

Section 6. Violations

Any person violating this ordinance shall be responsible for a civil infraction, punishable as provided in the Almont Village Civil Infraction Ordinance, being Ordinance No. 163 and any amendatory ordinances connected thereto.

Section 7. Repeal of Conflicting Ordinances

All ordinances in conflict within the provisions of this ordinance are hereby repealed, to the extent of the conflict. Additionally, Ordinance No. 147 is hereby repealed in its entirety.

Section 8: Severability

The various parts, sentences, paragraphs, sections, and clauses of this ordinance are hereby declared to be severable. If any part, sentence, paragraph, section, or clause of this ordinance is ruled unconstitutional or invalid by a court or administrative agency of competent jurisdiction, the rest of the ordinance shall remain intact.

Section 9. Effective Date

This ordinance shall become effective upon its date of publication.

The undersigned President and Clerk of the Village of Almont hereby certify that this Ordinance was adopted at a Regular Meeting of the Almont Village Council held on April 1, 2014 and was published in the *Tri-City Times* on April 9, 2014.

Kimberly Keesler
Village Clerk

Steve Schneider
Village President